**IN** THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL WRIT PETITION NO.1297 OF 2007

Shri Baidyanath Lalitmohan Jha .... Petitioner

Vs.

The State of Maharashtra & Ors. .... Respondents

Shri R.K. Saroj for the Petitioner.
Shri V.B. Konde-Deshmukh, APP, for the Respondent Nos.1 to 3.
Shri Brijesh Upadhyay for the Respondent Nos.4 to 7.

**CORAM:** R.M.S. KHANDEPARKAR &
Smt. V.K. TAHILRAMANI, JJ.
**DATED:** AUGUST 06, 2007

**P.C:**

Heard the learned Advocate for the petitioner. Ms Monali Naresh Panchal is produced before us by the respondent No.3. We have interviewed her in the chamber and she has informed us that she is neither under any threat nor under duress and she is willingly residing with her parents and she wants to continue to reside with her parents and she is not interested in residing with the petitioner. There was a request made by the petitioner to allow him to speak to Monali. However, Monali has refused to speak to the petitioner. In the circumstances, we do not find Monali to be in any detention either illegal or otherwise so as to issue any writ of habeas corpus. As no case is made out for issuing of any such writ, the petition fails and is rejected.

(Smt.V.K.Tahilramani, J.) (R.M.S.Khandeparkar, J.)